

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING  
DIVISION OF PROFESSIONAL REGULATION  
MECHANICAL BOARD**

**1511 Pontiac Avenue, Bldg 70, 2nd Floor Conference Room**

**Cranston, RI 02920**

**Wednesday, October 1, 2014**

**9:00am**

**In attendance: Dennis Brennan**

**Stanley Davies, Chair**

**Fred Foeri**

**Steven Gray**

**Timothy Byrne**

**Charles Wright**

**Quinlan Regan**

**Michael Januario**

**Board members not in attendance: Bobby Joe Harris, Robert Eva**

**Also in attendance were Nick Ranone, Chief Mechanical Investigator;  
and Valentino Lombardi, DLT Legal Counsel and John Shaw,  
Administrator and John DiBona, Legal Counsel representing  
Salvatore D. Rossi and Steven R. Rossi.**

- 1. – Call to Order: Stanley Davies called the meeting to order at 9:05 am.**
- 2. – Minutes of September 3, 2014 meeting: Motion was made by Charles Wright to accept the minutes of the September 3, 2014 meeting as presented, seconded by Timothy Byrne and passed unanimously by the Board.**
- 3. – Conflict of Interest – Legal Counsel will address the Board concerning compliance with conflict of interest requirements: Valentino Lombardi, DLT Legal Counsel, addressed the Board reminding board members to disclose any conflicts on matters before the board.**
- 4. – HEARINGS:**  
**Salvatore D. Rossi DBA New England Heating & Cooling-Violation 4895:**  
**Nick Ranone was sworn in.**  
**Salvatore D. Rossi and Steven R. Rossi were sworn in.**  
  
**Nick Ranone read the violation.**
- LOCATION OF VIOLATION: Raymond and Rita Lavallee, 2 Roger**

**Williams Ct., Greenville, RI 02828-2627.**

**VIOLATION: On 5-15-2014, Nicholas Ranone, Chief Mechanical Investigator, after receiving a complaint from Mrs. Rita Lavallee against Mr. Salvatore D. Rossi, New England Heating & Cooling, visited the above mentioned location to view the installation of one (1) Weil McLain oil fired hot water boiler that was installed by Mr. Rossi's, son Steven R. Rossi DBA: New England Boiler Works. I also received from Mrs. Lavallee an estimate that was written by Mr. Salvatore Rossi for the installation of the Weil McLain boiler, a written witness statement stating that Mr. Salvatore Rossi did in fact contract for this particular installation, and two (2) advertisements from the Yellow Pages for New England Heating & Cooling.**

**Mr. Rossi does not hold a RI Master Pipefitter or a RI Master Refrigeration license which would allow him to contract for and advertise for heating and cooling work in the State of RI.**

**This is three (3) violations of RIGL 28-27-5 Practices for which master or contractor license required.**

**Three (3) violations at \$500.00 each. Total \$1500.00.**

**Nick Ranone provided testimony and entered a packet marked as exhibit A and was questioned by the board.**

**Attorney John DiBona representing Salvatore and Steven Rossi had**

**no questions for**

**Nick Ranone.**

**Salvatore Rossi provided testimony and was questioned by the board.**

**Tim Byrne made a motion that a violation did occur and seconded by Charles Wright. The motion passed unanimously.**

**Motion was made by Tim Byrne to uphold the fine of \$1500.00 and seconded by Charles Wright. The motion was passed unanimously.**

**The recommendation will be forwarded to the Deputy Director.**

**Steven R. Rossi DBA New England Boiler Works Violation 4894:**

**Nicholas Ranone was previously sworn in.**

**Steven R. Rossi had previously been sworn in.**

**Salvatore D. Rossi had previously sworn in.**

**Nick Ranone reads the violation.**

**LOCATION OF VIOLATION: Raymond and Rita Lavallee, 2 Roger Williams Ct., Greenville, RI 02828-2627**

## **VIOLATION:**

**On 5-15-2014, I, Nicholas Ranone, Chief Mechanical Investigator, after receiving a complaint from Mrs. Rita Lavallee against Mr. Salvatore D. Rossi, New England Heating & Cooling, visited the above mentioned location to view the installation of one (1) Weil McLain oil fired hot water boiler that Mrs. Lavallee stated was installed by Mr. Rossi's son, Steven R. Rossi DBA: New England Boiler Works. I also received from Mrs. Lavallee an advertisement from the Yellow Pages for New England Boiler Works stating Air Conditioning systems. Mr. Steven Rossi does not hold any RI Refrigeration licenses that would allow him to advertise for air conditioning work in the State of RI.**

**This is one (1) violation of RIGL 28-27-5 Practices for which master or contractor license required.**

**Mr. Steven Rossi does hold a valid RI Master Pipefitter 1 license (# 00006385), but no permit was issued with the Town of Smithfield for this installation. This is one (1) violation of RIGL 28-27-20 State and municipal inspections and installation permits.**

**This is two (2) violations at \$500.00 each. Total \$1000.00.  
with the State of RI.**

**Nick Ranone provided testimony and a packet entered as Exhibit A and was questioned by the board.**

**Mr. DiBona, Legal Counsel, representing Steven Rossi had no questions for Nick Ranone.**

**Charles Wright made a motion that a violation did occur and seconded by Tim Byrne. The motion passed unanimously.**

**Motion made by Charles Wright to uphold the fine of \$1000.00 and seconded by Tim Byrne. The motion passed unanimously.**

**The recommendation will be forwarded to the Deputy Director.**

**Salvatore D. Rossi DBA New England Heating & Cooling-Violation:  
4897**

**Nicholas Ranone was previously sworn in.**

**Salvatore D. Rossi was previously sworn in.**

**Ms. Cecilia Frusher (home owner) was sworn in.**

**Nick Ranone read the violation.**

**LOCATION OF VIOLATION:**

**Cecilia Frusher, 32 Scenic Dr. Cranston, RI 02920**

**VIOLATION:**

**On 6-27-2014, I, Nicholas Ranone, Chief Mechanical Investigator, after**

receiving a complaint from Mrs. Cecilia Frusher against Mr. Salvatore D. Rossi, New England Heating & Cooling, visited the above mentioned location to view the installation of one (1) Payne 2 1/2 ton air conditioning condensing unit that was installed by Mr. Salvatore Rossi's son, Steven R. Rossi DBA: New England Boiler Works. I also received from Mrs. Frusher an estimate that was written by Mr. Salvatore Rossi for the installation of one (1) unnamed 2 1/2 ton condenser, a written witness statement stating that Mr. Salvatore Rossi did in fact contract for this particular installation.

Mr. Salvatore Rossi does not hold a RI Master Refrigeration license which would allow him to contract for air conditioning work in the State of RI.

This is one (1) violation of RIGL 28-27-5 Practices for which master or contractor license required.

This is the second (2) violation written against Mr. Salvatore Rossi within one (1) year, therefore all fines will be assessed at \$950.00.

Nick Ranone entered a packet entered as Exhibit A and provided testimony and was questioned by the board.

Salvatore D. Rossi provided testimony and was questioned by the board.

**Cecilia Frusher (home owner) provided testimony.**

**Valentino Lombardi, Legal Counsel made a statement regarding the second violation.**

**Tim Byrne made a motion that a violation did occur and seconded by Charles Wright. The motion passed unanimously.**

**Motion was made by Fred Foeri to uphold the fine of \$950.00 and seconded by Charles Wright.**

**This second fine would be at the discretion of the Deputy Director do the fact that the first fine has not been signed.**

**The recommendation will be forwarded to the Deputy Director.**

**Steven R. Rossi DBA New England Boiler Works-Violation 4896:**

**Nick Ranone was previously sworn in.**

**Steven R. Rossi had been previously sworn in.**

**Ms. Cecilia Frusher had been previously sworn in.**

**Nick Ranone read the violation.**

**LOCATION OF VIOLATION:**



**Cecilia Frusher, 32 Scenic Dr. Cranston, RI 02920**

**VIOLATION:**

**On 6-27-2014, I, Nicholas Ranone, Chief Mechanical Investigator, after receiving a complaint from Mrs. Cecilia Frusher against Mr. Salvatore D. Rossi, New England Heating & Cooling, visited the above mentioned location to view the installation of one (1) Payne 2 1/2 ton air conditioning condensing unit that was installed by Mr. Salvatore Rossi's son, Steven R. Rossi DBA: New England Boiler Works. I also received from Mrs. Frusher an estimate that was written by Mr. Salvatore Rossi for the installation of one (1) unnamed 2 1/2 ton condenser, a written witness statement stating that Mr. Salvatore Rossi did in fact contract for this particular installation.**

**Mr. Salvatore Rossi does not hold a RI Master Refrigeration license which would allow him to contract for air conditioning work in the State of RI.**

**This is one (1) violation of RIGL 28-27-5 Practices for which master or contractor license required.**

**This is the second (2) violation written against Mr. Salvatore Rossi within one (1) year, therefore all fines will be assessed at \$950.00.**

**Nick Ranone entered a packet marked as exhibit A, provided testimony and was questioned by the board.**

**Steven R. Rossi provided testimony and was questioned by the board.**

**Ms. Cecilia Frusher provided testimony and was questioned by the board.**

**Charles Wright made a motion that a violation did occur and seconded by Tim Byrne. The motion passed unanimously.**

**Motion was made by Charles Wright to uphold the fine of \$1900.00 and seconded by Tim Byrne. The motion passed unanimously.**

**This second fine would be at the discretion of the Deputy Director do to the fact that the first violation has not been signed.**

**The recommendation will be forwarded to the Deputy Director.**

**Joseph Capobianco-Violation 4910:**

**Nick Ranone was previously sworn in.**

**Joseph Capobianco was sworn in.**

**Nick Ranone read the violation.**

**LOCATION OF VIOLATION:**

**Cumberland Farms  
Reservoir Ave / Park Ave.  
Cranston, RI 02920**

**VIOLATION:**

**On 7-10-2014, I, Nicholas Ranone, Chief Mechanical Investigator, witnessed Mr. Joseph Capobianco, an employee of Tyree Service Corp., Farmingdale, NY, in a trench working on the installation of the under ground fuel distribution piping at the above mentioned location.**

**Mr. Capobianco does not hold any licenses to do this type of work in the State of RI.**

**I explained to Mr. Capobianco that a Gas Station and / or a Pipefitters license would be needed in order to do this type of work in the State of RI.**

**This is one (1) violation of RIGL 28-27-28 Practices for which a license is required.**

**Nick Ranone provided testimony and was questioned by the board.**

**Joseph Capobianco provided testimony and was questioned by the board.**

**Charles Wright made a motion that a violation did occur and seconded by Tim Byrne. The motion passed unanimously.**

**Motion was made by Fred Foeri to suspend the fine of \$1500.00 for (1) one year and seconded by Charles Wright if no other violations occur.**

**The recommendation will be forwarded to the Deputy Director.**

**Julio Rodriguez Diaz-Violation 4934**

**Nick Ranone had been previously sworn in.**

**Julio Rodriguez Diaz was sworn in.**

**Mrs. Diaz was sworn in as an interpreter for Mr. Diaz.**

**Nick Ranone read the violation.**

**LOCATION OF VIOLATION:**

**Papa John's Pizza**

**379 Smithfield Ave.**

**Pawtucket, RI 02861**

**VIOLATION:**

**On 8-14-2014, Nicholas Ranone Chief Mechanical Investigator, and Robert Fratus, Chief Electrical Investigator, witnessed Mr. Julio Rodriguez Diaz, an employee of Mr. Ramon Sosa, Sosa & Son HVAC, engaging in the service of a rooftop HVAC unit at the above mentioned location. Mr. Diaz admitted to Mr. Fratus and I that he was an employee of Mr. Ramon Sosa.**

**Mr. Diaz does not hold any RI Refrigeration licenses to do this type of work in the State of RI.**

**This is one (1) violation of RIGL 28-27-28 Practices for which a license is required.**

**Nick Ranone provided testimony and was questioned by the board. Nick Ranone entered a packet of pictures marked as exhibit A.**

**Julio Rodriguez provided testimony through his interpreter and was questioned by the board.**

**Tim Byrne made a motion that a violation did occur and seconded by Charles Wright. The motion passed unanimously.**

**Motion was made by Tim Byrne to suspend the \$1500.00 fine for (1) one year and seconded by Charles Wright, if no other violations**

**occur.**

**The recommendation will be forwarded to the Deputy Director.**

**Ramon Sosa, Sosa & Son HVAC-4933**

**Nick Ranone was previously sworn in.**

**Ramon Sosa was sworn in.**

**Nick Ranone read the violation.**

**LOCATION OF VIOLATION:**

**Papa John's Pizza**

**379 Smithfield Ave.**

**Pawtucket, RI 02861**

**VIOLATION:**

**On 8-14-2014, Nicholas Ranone, Chief Mechanical Investigator, and Robert Fratus, Chief Electrical Investigator, witnessed Mr. Julio Rodriguez Diaz, an employee of Mr. Ramon Sosa, Sosa & Son HVAC, engaging in the service of a rooftop HVAC unit at the above mentioned location. Mr. Diaz admitted to Mr. Fratus and I that he was an employee of Mr. Ramon Sosa.**

**Mr. Diaz does not hold any RI Refrigeration licenses to do this type of work in the State of RI. This is one (1) violation of RIGL 28-27-6**

**Corporations and firms engaged in business. (paragraph 2, section b.)**

**Also, Mr. Sosa's service vehicle that was on the premises is not properly lettered. This is one (1) violation of RIGL 28-27-19 license displayed in place of business.**

**Mr. Sosa did have a previous violation #4703 on 10-17-2013, therefore, all fines will be assessed at \$2000.00. Two (2) violations at \$2000.00 each. Total \$4000.00.**

**Nick Ranone provided testimony and was questioned by the board. Nick Ranone entered a packet of pictures marked as exhibit A.**

**Ramon Sosa provided testimony and was questioned by the board.**

**Charles Wright made a motion that a violation did occur seconded by Jack King. The motion passed unanimously.**

**Motion was made by Tim Byrne to uphold the fine of \$4000.00 seconded by Quinlan Regan. The motion passed unanimously.**

**The recommendation will be forwarded to the Deputy Director.**

**End of hearings.**

**5. – New Business – Review of regulations of Bureau of Pipefitters, Refrigeration Technicians, Sprinklerfitters, Sheet Metal Workers and Oil Heat Contractors for duplicity with Mechanical Trades regulation and possible repeal: Not addressed**

**6. – Old Business-Review of proposed changes to Rules and Regulations and proposed licenses: Postponed.**

**7. - Announcement- Annual Legal training scheduled for 10/6/14, 8:30am-12:00pm**

**8. - Adjournment- Motion to adjourn made by Charles Wright, seconded by Dennis Brennan and passed unanimously by the board. The meeting adjourned at 10:55am.**